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Attorneys for Plaintiffs,
KAI CHANDLER et al

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

KAI CHANDLER, et al.

Plaintiffs,

vs.

WELLS FARGO & COMPANY, a
Delaware corporation; WELLS FARGO
HOME MORTGAGE, INC., a
California corporation, WELLS
FARGO BANK, N.A., and DOES 1 –
10, inclusive,

Defendants.

Case No.: C11-3841 EMC
JUDGE EDWARD M. CHEN
COURTROOM: 5
COMPLAINT DATE: 08/04/11

**STIPULATION TO TRIAL
BEFORE A MAGISTRATE JUDGE
FOR PLAINTIFF KELLY DODD
AND DEFENDANTS WELLS
FARGO & COMPANY, WELLS
FARGO HOME MORTGAGE, INC.,
and WELLS FARGO BANK, N.A.;
and [PROPOSED] ORDER**

///

1 Plaintiffs KAI CHANDLER, et al, and Defendants WELLS FARGO &
2 COMPANY, WELLS FARGO HOME MORTGAGE, INC., and WELLS FARGO
3 BANK, N.A. (collectively, "WELLS FARGO"), through their respective counsel,
4 hereby stipulate and request as follows:

- 5 (1) That the claims of Plaintiff KELLY DODD be set for trial as a test case
6 and that the remaining Plaintiffs' claims be stayed pending resolution of
7 Plaintiff KELLY DODD's claims;
- 8 (2) That this case be assigned to a Magistrate Judge for all purposes, including
9 trial, of the claims of Plaintiff KELLY DODD;
- 10 (3) That Magistrate Judge Maria Elena James or Magistrate Judge Joseph C.
11 Spero be appointed as the Magistrate Judge for KELLY DODD's test case;
12 and
- 13 (4) Wells Fargo and KELLY DODD waive their rights to a jury for the trial of
14 KELLY DODD's test case.

15 The stipulating parties request that once the case is assigned to a Magistrate
16 Judge, a trial setting conference be scheduled as soon as possible (by telephonic
17 appearance if possible) so that the parties and the Magistrate Judge can set KELLY
18 DODD's test case for trial in late 2013 on a mutually convenient date.

19 **SO STIPULATED.**

20
21 DATED: March 22, 2013

**CALLAHAN, THOMPSON, SHERMAN
& CAUDILL, LLP**

22
23
24 By


25 ROBERT W. THOMPSON
26 CHARLES S. RUSSELL
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Attorneys for Plaintiff
KELLY DODD, and all other Plaintiffs

DATED: March 22, 2013

LITTLER MENDELSON, P.C.

By

Lindbergh Porter / sjk

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**WELL FARGO & COMPANY, WELLS
FARGO HOME MORTGAGE, INC., and
WELLS FARGO BANK, N.A.**

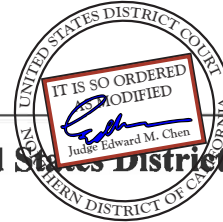
the Dodd case

IT IS SO ORDERED that ~~this~~ case is assigned to Magistrate Judge
[MARIA-ELENA JAMES or ~~JOSEPH C. SPERO~~] for all purposes, including trial,
of the claims of Plaintiff KELLY DODD, and that the claims of the remaining
plaintiffs are hereby stayed pending the resolution of the claims of KELLY DODD. *

3/27

DATED: _____, 2013

United States District Court Judge



The Clerk of the Court is directed to sever this case and open a new case number for Kelly Dodd v. Wells Fargo, et al. which to be assigned to Magistrate Judge Maria-Elena James for all purposes, including bench trial. All docket entries to be copied to the new case number. The undersigned remains as presiding judge in the main Case C11-3841 EMC for resolution of the claims of the remaining plaintiffs.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically and notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's EM/ECF System.

March 22, 2013

/s/ Charles S. Russell

Charles S. Russell

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